IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2507 OF 2005

Rajesh Harischandra Shinde & Anr... Applicant

versus

The State of Maharashtra. ... Respondent

...

Mr.P.R.Arjunwadkar, advocate for Applicant.

Mr.K.V.Saste, APP for the Respondent.

...

CORAM : A.M.KHANWILKAR,J.

19TH APRIL, 2005

P.C.:

1. Heard the counsel for the parties. Perused the record. I see no reason to depart from the concurrent view taken by the court below in rejecting the bail application. In so far as the present application is concerned, two witnesses have named the applicants and mentioned about their respective role while assaulting the deceased Janardhan Baburao Ghangale. Besides,

the recovery of bloodstained cloth is also made from both the applicants and bloodstained knife from applicant No.1 and Iron rod from applicant No.2.

2. Having regard to the seriousness of the offence and material on record to indicate the complicity of the offence, not a case for bail. Hence rejected.

3. Needless to observe that trial court will decide the case on its own merit in accordance with the law, uninfluenced by the observations made in the present order or order passed by the lower court while rejecting bail application preferred by the applicants.